

COTTONWOOD HEIGHTS

RESOLUTION NO. 2013-14

A RESOLUTION APPROVING ENTRY INTO AMENDMENT NO. 10 TO AN INTERLOCAL AGREEMENT WITH SALT LAKE COUNTY FOR PUBLIC WORKS SERVICES

WHEREAS, the Interlocal Cooperation Act, *Utah Code Ann.* §11-13-101 *et seq.*, provides that any two or more public agencies may enter into agreements with one another for joint or cooperative action following the adoption of an appropriate resolution by the governing body of each participating public agency; and

WHEREAS, effective 15 January 2005, the city of Cottonwood Heights (the “City”) and Salt Lake County (the “County”) entered into an interlocal agreement (the “Agreement”) whereunder the County agreed to provide public works services to the City through 30 June 2005 on the terms and conditions specified in the Agreement; and

WHEREAS, the Agreement provides, *inter alia*, that the Agreement may be renewed for succeeding one-year periods upon mutual approval of a revised “Exhibit A” to the Agreement; and

WHEREAS, the City and the County heretofore have amended and/or renewed the Agreement for the cumulative period of 1 July 2005 through 30 June 2013 pursuant to nine successive amendments to and renewals of the Agreement; and

WHEREAS, the County has proposed to continue to provide public works services within the City for the period of 1 July 2013 through 30 June 2014 as provided in the proposed “Amendment and Renewal No. 10--Agreement for Public Works Services--Salt Lake County and City of Cottonwood Heights” (the “Tenth Amendment”); and

WHEREAS, the city council (the “Council”) of the City met in regular session on 23 April 2013 to consider, among other things, approving the City’s entry into the Tenth Amendment; and

WHEREAS, the Council has reviewed the form of the Tenth Amendment, a photocopy of which is annexed hereto; and

WHEREAS, the city attorney of the City has approved the form of the Tenth Amendment as required by *Utah Code Ann.* §11-13-202.5(3); and

WHEREAS, after careful consideration, the Council has determined that it is in the best interests of the health, safety and welfare of the City’s residents to approve the City’s entry into the Tenth Amendment as proposed in order to make efficient use of the City’s resources;

NOW, THEREFORE, BE IT RESOLVED by the city council of Cottonwood Heights that the attached Tenth Amendment with the County is hereby approved, and that the City’s mayor and

recorder are authorized and directed to execute and deliver the Tenth Amendment on behalf of the City.

This Resolution, assigned no. 2013-14, shall take effect immediately upon passage.

PASSED AND APPROVED this 23rd day of April 2013.

COTTONWOOD HEIGHTS CITY COUNCIL



Linda W. Dunlavy
Linda W. Dunlavy, Recorder

By *Kelvyn H. Cullimore, Jr.*
Kelvyn H. Cullimore, Jr., Mayor

VOTING:

Kelvyn H. Cullimore, Jr.	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Michael L. Shelton	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
J. Scott Bracken	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Michael J. Peterson	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Tee W. Tyler	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

DEPOSITED in the office of the City Recorder this 23rd day of April 2013.

RECORDED this 24 day of April 2013.

**AMENDMENT AND RENEWAL NO. 10
AGREEMENT FOR PUBLIC WORKS SERVICES
SALT LAKE COUNTY
AND
CITY OF COTTONWOOD HEIGHTS**

THIS AMENDMENT is made and entered into this ____ day of _____, 2013, and amends an existing interlocal agreement between SALT LAKE COUNTY (the "COUNTY"), a body corporate and politic of the State of Utah; and the CITY OF COTTONWOOD HEIGHTS (the "CITY"), a municipal corporation of the State of Utah.

RECITALS

A. The parties entered into an agreement on January 15, 2005, pursuant to the Utah Interlocal Cooperation Act, under which the COUNTY would provide certain public works services to the CITY (the "SERVICES").

B. Pursuant to the terms of the original agreement, the parties hereby agree to amend and extend that agreement for the period set forth herein and based on the rates and services set forth in a revised Exhibit "A," attached hereto.

AGREEMENT

1. The nature of the SERVICES provided under this amendment and the charges for the SERVICES is set forth in Exhibit "A," which is made a part of and incorporated into this amendment by reference, replacing the original Exhibit "A" in the original agreement.

2. The original agreement of the parties is amended to extend the term of SERVICES under this amendment through June 30, 2014.

3. The original agreement of the parties is amended to allow for termination (with or without cause) by either party upon at least ninety (90) days prior written notice to the other party. Payment shall be made for all work performed prior to termination.

4. Except as specifically amended, all of the terms and provisions of the agreement of the parties shall remain in full legal force and effect.

5. The parties acknowledge that this amendment is subject to the provisions and procedures contained in the Interlocal Cooperation Act and they agree to process, approve, manage and archive this amendment in accordance with the provisions of that Act.

IN WITNESS WHEREOF, the parties do execute this amendment on the day and year first above written.

SALT LAKE COUNTY

APPROVED AS TO FORM
Salt Lake County District Attorney's Office
By [Signature]
Deputy District Attorney
Date 5 April 2013

By _____
Mayor or Designee

CITY OF COTTONWOOD HEIGHTS

Approved as to legal form:

By _____
Title _____

Attest:

City Recorder

Exhibit A
Cottonwood Heights
Public Works Services Contract
July 1, 2013 - June 30, 2014

Contract item	Amount
General Road Maintenance	\$ 150,000
Snow Removal	\$ 400,000
Traffic Analysis	\$ 1,000
Sign Maintenance	\$ 25,000
Road Striping	\$ 40,000
School Flashers	\$ 2,000
Street Light Maintenance	\$ 20,000
Traffic Signal Maintenance	\$ 60,000
Storm Drain Maintenance	\$ 63,000
Weed Control	\$ 3,000
Small projects (curb and gutter, storm drain, etc.)	\$ 25,000
	<u>\$ 789,000</u>

The CITY shall reimburse the County for the total actual cost of the work performed, including labor, equipment, materials, and indirect costs, if any, as outlined in the contract.

Charges from Rocky Mountain Power for electricity on signals, school flashers, street lights is not included and is billed separately.

PW Services Contract Amount	\$ 789,000
Pavement Maintenance Contract Amount	\$ 633,140
Grand Total	\$ 1,422,140

The total actual cost of the work performed shall be in accordance with the Equipment and Labor rate schedules, attached hereto as Exhibits "B" and D."

The COUNTY agrees to reference the applicable Work Order Numbers outlined in Exhibit "C" in all its billings to the CITY.

Exhibit B
Cottonwood Heights
Equipment Rates
July 1, 2013 - June 30, 2014

10-Wheel	42.76
10-Wheel w/ plow	67.49
4-Wheeler w/ plow	20.00
Air Compressor	12.83
Backhoe	44.90
Backhoe, Track	102.09
Bob Tail	30.39
Bob Tail w/ plow	55.12
Bob Tail, all wheel w/ p	67.13
Bob Tail, all wheel	42.40
Boom Truck	65.00
Bucket Truck	22.00
Chip spreader	64.47
Crack Sealer	20.00
Derick Auger	65.00
Ditch Witch	18.26
Drill Rig	30.00
Escape	10.02
Explorer	10.02
Backhoe, gradeall	102.09
Grader	40.60
Hydro-Blaster	10.99
Lazer Line	5.00
Line remover	5.00
Loader, RT	44.43
Loader, RT	80.28
Loader, RT	92.60
Loader, RT	100.00
Loader, Skidsteer	24.65
Loader. Skidsteer	92.60
Long Stick	102.09
Mini-ex	30.88
Paver, Lay Down Mac	168.62
Paver, Power Box	50.64
Pick up, One Ton	10.90
Pick up, One Ton Crev	13.34
Pick up, One Ton w/pl	35.32
Pickup	10.02
Pickup, Crew cab	10.02
Planer	425.69
Plate Tamper	3.97
Pump, 3"	4.71
Pump, 8"	29.23
Trailer, Pup	11.63
Roller	32.91
Roller	64.94
Snow Blower, loader r	82.41
Striper, Line	75.80
Sweeper	120.00
Tar Pot	2.46
Tractor w/mower	38.26
Transport and 60 ton ti	67.77
Trailer, 3 Axle Tilt Decl	10.20
Tree Chopper	26.83
Vactor	130.00
Vactor Trailer	80.00
Van Jail crew	10.90
Water Truck	42.75

Exhibit C
Cottonwood Heights
Work Order Numbers
July 1, 2013 - June 30, 2014

Work Order #	Description
CJQ000018	Slurry seal
HIQ001000	Pot hole patching
HIQ001001	Asphalt patch
HIQ001002	Snow removal
HIQ001003	Shouldering
HIQ001004	Crack seal
HIQ001005	Surface clean up
HIQ001007	Tree trimming
HIQ001020	Guardrail upgrade/jersey
HIQ001025	Call outs
HIQ001032	Complaints
HIQ001100	Overlay prep
HIQ111101	Ft Union Blvd Union Park overlay
HIQ111102	Bengal Blvd 2385 E overlay
HIQ111103	7200 S 1678 E to 1695 E overlay
HIQ111801	HIGHLAND DR I-215 TO BENGAL chip seal
HIQ121102	Old Mill Circle overlay
HIQ121103	Deville Dr overlay
HIQ121104	Ft Union 2300 E to 3000 E overlay
HIQ121801	1300 E I-215 to Union Park chip seal
HIS001800	Chip seal prep
STQ001000	Maint street lighting
STQ001214	Schedule 61 butler street lights
STQ001300	Maint repair schedule 13 street lights
STQ002400	General maint radar signs
STQ070001	Gps street lights
STQ110001	1774 e meadow down way street lights
STQ120013	Old mill estates big cott street lights
STQ120014	7770 S 1655 E street lights street lights
STQ120015	7000 S Wasatch street lights
STQ120016	1912 E Meadow Dr street lights
STQ120017	6777 S 3120 E street lights
STQ120018	3215 E Walker Mill Dr street lights
STQ120019	8340 S 3615 E street lights
STQ120020	7302 S Milne Garden Circle street lights
STQ120021	6525 S 2680 E street lights
STQ120022	7256 S 1370 E street lights
TEQ002200	School flashers
TEQ002201	School flasher new/relocation
TEQ003800	Traffic study/speed study
TEQ005050	Regulatory signs

Exhibit C
Cottonwood Heights
Work Order Numbers
July 1, 2013 - June 30, 2014

Work Order #	Description
TEQ007000	Striping
TEQ007001	Striping maint/maint x-walk
TEQ008000	Transverse paint markings
TEQ120001	Turn Pocket Ft Union Whitmore Way for Platnium Car Wash
TEQX06720	6765 S 2000 E LA CRESTA traffic signal
TEQX06913	6910 s 1300 e ft. Union traffic signal
TEQX06914	6910 s 1435 e ft. Union traffic signal
TEQX06917	6950 s 1700 e ft. Union traffic signal
TEQX07013	7040 S 1300 E PARK CTR DR traffic signal
TEQX07018	FT UNION 1800 E FIRE STATION traffic signal
TEQX07020	7000 S 2000 E FT UNION/HIGHLAND traffic signal
TEQX07022	7000 S 2200 E FT UNION traffic signal
TEQX07023	7000 S 2300 E FT UNION traffic signal
TEQX07027	7000 s 2700 e ft. Union traffic signal
TEQX07030	7000 s 3000 e ft. Union traffic signal
TEQX07220	7200 S 2000 E HIGHLAND DR traffic signal
TEQX07520	7465 S 2000 E BANGAL BLVD traffic signal
TEQX07623	7600 S 2300 E BANGAL BLVD traffic signal
TEQX07820	7780 S 2000 E FORREST CREEK traffic signal
TEQX07826	7750 S 2600 E BENGAL BLVD traffic signal
TEQ002400	Maint radar signs
TEQ000010	Graffiti clean up
TESX06530	COTTONWOOD 3000 E 50% traffic signal
TESX07010	FT UNION UNION PARK 50% traffic signal
TESX07113	UNION PARK 1300 E 50% traffic signal
TESX07213	7180 S UNION PARK 50% traffic signal
TESX07313	CREEK RD UNION PARK 25% traffic signal
TESX08120	CREEK RD HIGHLAND 75% traffic signal
TESX06430	6484 S 300 E 50% traffic signal
TEQ001000	Traffic signal tattletale lights
HIQ001014	Storm drain maint
HIQ003014	Jet rodding storm drain
AGQ001000	Weed spraying

Exhibit D
Cottonwood Heights
Labor Rates
July 1, 2013 - June 30, 2014

Laborer	\$16.62 - \$19.48
Equipment Operator	\$16.82 - \$23.63

The above rates cover the majority of the Public Works Operations staff. The ranges are subject to change by the County Council. Individual rates may change throughout the year due to payroll adjustments.